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67,200-418; TSMC 00-696  
Serial Number 09/876,445

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**TO:** Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**FROM:** Tung & Associates  
838 West Long Lake Road - Suite 120  
Bloomfield Hills, MI 48302

**DATE:** 5 August 2004

**REF:**

|            |   |   |             |   |                         |
|------------|---|---|-------------|---|-------------------------|
| Applicant  | : | Lee   | Filing Date | : | 7 June 2001             |
| Serial No. | : | 09/876,445  | Atty No.    | : | 67,200-418; TSMC 00-696 |
| Art Unit   | : | 2124  | Examiner    | : | Qamrun Nahar            |
| Title      | : | Computer System Upgrade Method Employing Upgrade Management Utility Which Provides Uninterrupted Idle State |             |   |                         |

**AMENDMENT AND RESPONSE TO OFFICE ACTION**

Sir:

In response to an office action mailed on 7 June 2004, please consider the following amendments and remarks pertaining to the above referenced application.

There are no amendments to the specification or drawings. Amendments to the claims are found within a Listing of the Claims that begins on page 2 of this paper. Remarks begin on page 6 of this paper.

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Commissioner for Patents, POB 1450, Alexandria, VA 22313-1450, on Aug. 24, 2004.

  
Kathy Dixon